

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

C.A. NO. 04-CV-40021-FDS

OFFICE

7:11 PM '07

U.S. DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

GREEN MOUNTAIN REALTY CORP.,

Plaintiff

v.


THE TOWN OF STURBRIDGE OF  
MASSACHUSETTS, THE ZONING BOARD OF  
APPEALS OF THE TOWN OF STURBRIDGE,  
MASSACHUSETTS, AND GINGER PEABODY,  
THEOPHILE BEAUDRY, MARY BLANCHARD,  
JEFF BONJA, ROBERT CORNONI, PATRICIA  
JEFFRIES AND GARY JEZNACH, in their  
capacities as Members of the Zoning Board of  
Appeals of the Town of Sturbridge, Massachusetts,

Defendants

JOINT MOTION TO  
AMEND JUDGMENT AND  
ENTER NEW JUDGMENT


The parties hereby move pursuant to Rule 60(a) of the F.R.Civ. P. that the Order and Judgment entered by the Court on October 12, 2004 be amended and vacated and that a new Order and Judgment be entered. As grounds for this Motion, the parties say that Exhibit A originally attached to the Order and Judgment incorrectly and inadvertently designated the location of the proposed telecommunications facility. The correct location is marked as "Original Location" on Exhibit A attached to the new Order and Judgment filed herewith. Wherefore, the parties move that the October 12, 2004 Order and Judgment be vacated and the Order and Judgment filed herewith be entered.

GREEN MOUNTAIN REALTY CORP.  
By its attorney,

  
Steven E. Grill  
Devine, Millimet & Branch, P.A.  
111 Amherst Street, P.O. Box 719  
Manchester, N.H. 03105-0719  
(603) 669-1000

233794/STUR/0041

THE TOWN OF STURBRIDGE,  
MASSACHUSETTS, ET AL.  
By their attorneys,

  
Joel B. Bard  
Patricia A. Cantor  
Kopelman and Paige, P.C.  
Town Counsel  
31 St. James Avenue  
Boston, MA 02116  
(617) 556-0007

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the  
above document was served upon the  
attorney of record for each other party  
by mail-hand on 